



US Army Corps
of Engineers
Seattle District

Public Notice of Application for Permit

Regulatory Branch

Post Office Box 3755

Seattle, Washington 98124-3755

Telephone (206) 764-3495

ATTN: Rozwin Liera, Project Manager

Public Notice Date: July 19, 2004

Expiration Date: August 19, 2004

Reference: 200300506

Name: Stroum, M and M &
L and K McDonald

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of March 3, 1899, for certain work described below and shown on the enclosed drawings.

APPLICANTS – Mr. Mitchell and Ms. Melanie Stroum
5944 - 189th Place Northeast
Redmond, WA 98052
Telephone: (425) 702-0112

Mr. Larry and Ms. Karen McDonald
2801 - 60th Avenue Southeast
Mercer Island, Washington 98040
Telephone: (206) 232-0803

LOCATION – In Blind Bay, at Shaw Island, San Juan County, Washington

WORK – Construct a pier, install a ramp, float, and anchoring system and drive piling

PURPOSE – Joint-use recreational moorage

ENDANGERED SPECIES – The Endangered Species Act (ESA) of 1973, as amended, requires assessment of potential impacts to listed and proposed species. The Coastal/Puget Sound bull trout (*Salvelinus confluentus*), threatened; Puget Sound chinook (*Oncorhynchus tshawytscha*), threatened; Steller sea lion (*Eumetopias jubatus*), threatened; Humpback Whale (*Megaptera novaeangliae*), endangered; Bald eagle (*Haliaeetus leucocephalus*) threatened; Marbled murrelet (*Brachyramphus marmoratus*), threatened in the state of Washington, occurs in the proposed project area. For Steller sea lion and Marbled murrelet, critical habitat has been designated. A preliminary determination indicates that the activity will not affect or may affect, but is not likely to adversely affect endangered or threatened species, or their critical habitat, designated under the Endangered Species Act of 1973. Informal consultation under Section 7 of the ESA has been initiated with National Marine Fisheries Service, which is currently reviewing the biological evaluation for this project. The U.S. Fish and Wildlife Service (USFWS) has concurred with our determinations.

ESSENTIAL FISH HABITAT - The Magnuson-Stevens Fishery Conservation and Management Act (MSA), as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). EFH for Pacific salmon, groundfish, coastal

pelagic species occurs in the project area. The proposed action would impact 0.016 acres of EFH for these species. The U.S. Army Corps of Engineers (Corps) has determined that the proposed action will not adversely affect designated EFH for federally-managed fisheries in Washington waters. No further EFH consultation is necessary.

CULTURAL RESOURCES - The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. The following is current knowledge of the presence or absence of historic properties and the effects of the undertaking upon these properties: There are no recorded historic properties within the permit area.

The District Engineer invites responses to this public notice from Federal, Native American Nations or tribal governments, State, and local agencies, historical and archeological societies, and other parties likely to have knowledge of or concerns with historic properties in the area.

PUBLIC HEARING - Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION - The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

ADDITIONAL EVALUATION - The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program.

This proposal is the subject of Shorelines Substantial Development Permit No. HE 23 (03SJ005) which has been issued by San Juan County.

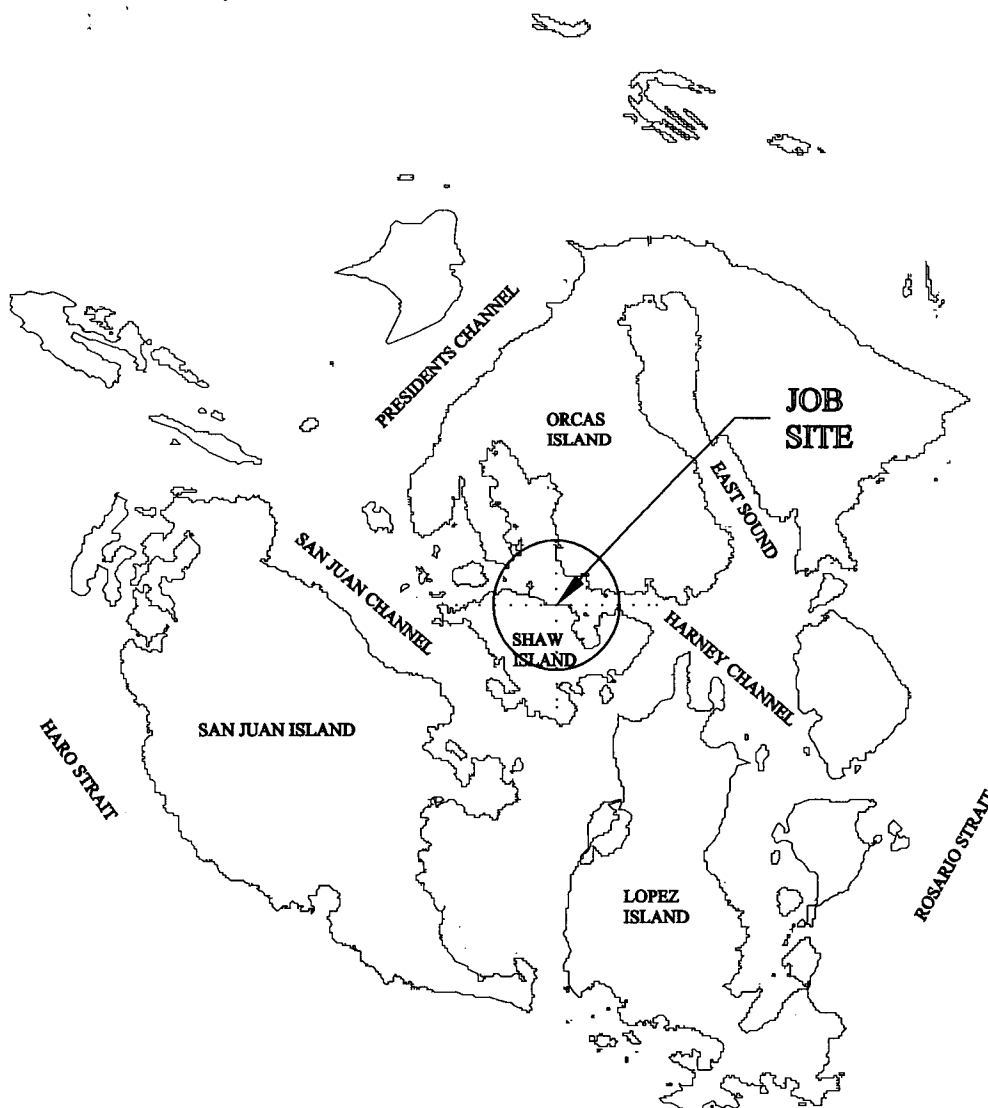
COMMENT AND REVIEW PERIOD - Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to

200300506

Rozwin.K.Liera@nws02.usace.army.mil. Conventional mail comments should be sent ATTN: Regulatory Branch. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Stroum, M and M & L and K McDonald
200300506

Encl
Drawings (7)



AREA MAP/ NO SCALE

LAT: 48°-35'-12"
LONG: 123°-56'-05"

LEGAL DESCRIPTION

TAX PARCEL#: 262811010

THAT PORTION OF GOVERNMENT LOT 1, SECTION 28, TOWNSHIP 36 NORTH, RANGE 2 WEST, W.M., IN SAN JUAN COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT A REBAR MONUMENT MARKING THE SOUTHEAST CORNER OF SAID GOVERNMENT LOT 1 AS SHOWN ON VOLUME 3 OF SHORT PLATS, PAGE 1A, RECORDS OF SAID COUNTY; THENCE ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 1 NORTH 89°28'42" WEST 20.0 FEET; THENCE NORTH 22°00' WEST 516.15 FEET; THENCE NORTH 61°56'20" WEST 90.0 FEET; THENCE NORTH 10°00' EAST 395.0 FEET; THENCE NORTH 45°09' EAST 250 FEET, MORE OR LESS, TO A POINT ON THE LINE OF ORDINARY HIGH TIDE; THENCE SOUTHEASTERLY ALONG SAID LINE TO THE EAST LINE OF SAID GOVERNMENT LOT 1; THENCE ALONG SAID EAST LINE SOUTH 0°08'18" EAST 880 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

200300506

REVISED
4-2-04

ADJACENT OWNERS:

- ① JEFF WALKER
946 12TH AVE E, SEATTLE
- ② THORTON LUTTRELL
1505 23RD SW, BOTHELL

PROPOSED: CONSTRUCT A NEW JOINT USE PIER,
ALUMINUM RAMP, AND MOORAGE FLOAT.

PURPOSE: PROVIDE A NEW JOINT USE PIER FOR
PRIVATE MOORAGE.

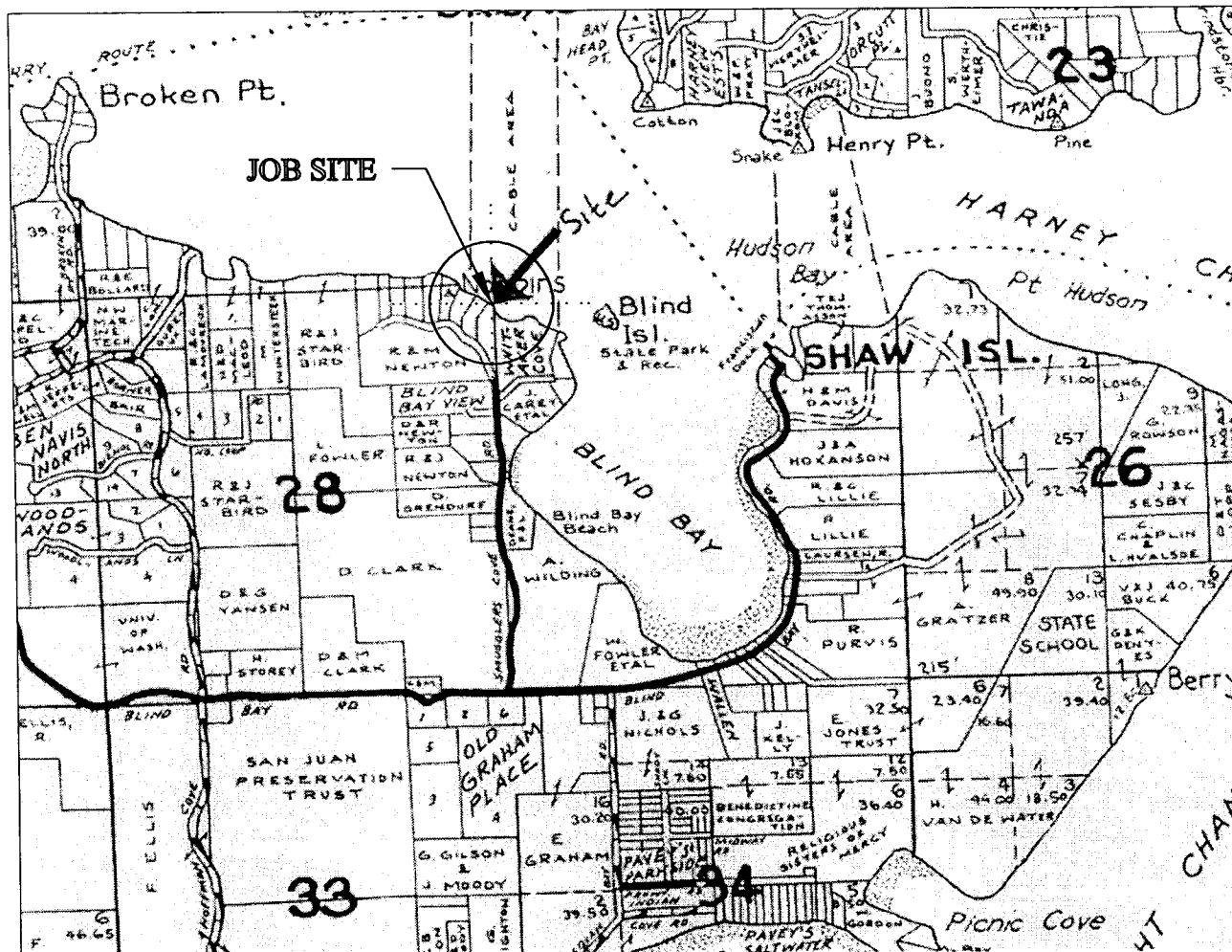
DWG#: 02-3238-A.1-1 PAGE: 1 OF: 7

APPLICANT: MITCHELL STROUM & LAWRENCE MCDONALD
SITE ADD. 152 NEWTON BEACH ROAD
SHAW ISLAND, WA. 98286

MAIL ADD. MITCHELL STROUM 7206 93RD AVE. S.E.
LAWRENCE MCDONALD 2801 60TH AVE. S.E.
MERCER ISLAND, WA. 98040

DATUM: M.H.W. = 7.6'

DATE: 2-11-03



VICINITY MAP/ NO SCALE

LAT: 48°-35'-12"
LONG: 123°-56'-05"

LEGAL DESCRIPTION

TAX PARCEL#: 262811010

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- ② THORTON LUTTRELL
1505 23RD SW, BOTHELL

PROPOSED: CONSTRUCT A NEW JOINT USE PIER, ALUMINUM RAMP, AND MOORAGE FLOAT.

PURPOSE: PROVIDE A NEW JOINT USE PIER FOR PRIVATE MOORAGE.

DWG#: 02-3238-A.1-1 PAGE: 2 OF: 7

APPLICANT: MITCHELL STROUM & LAWRENCE MCDONALD

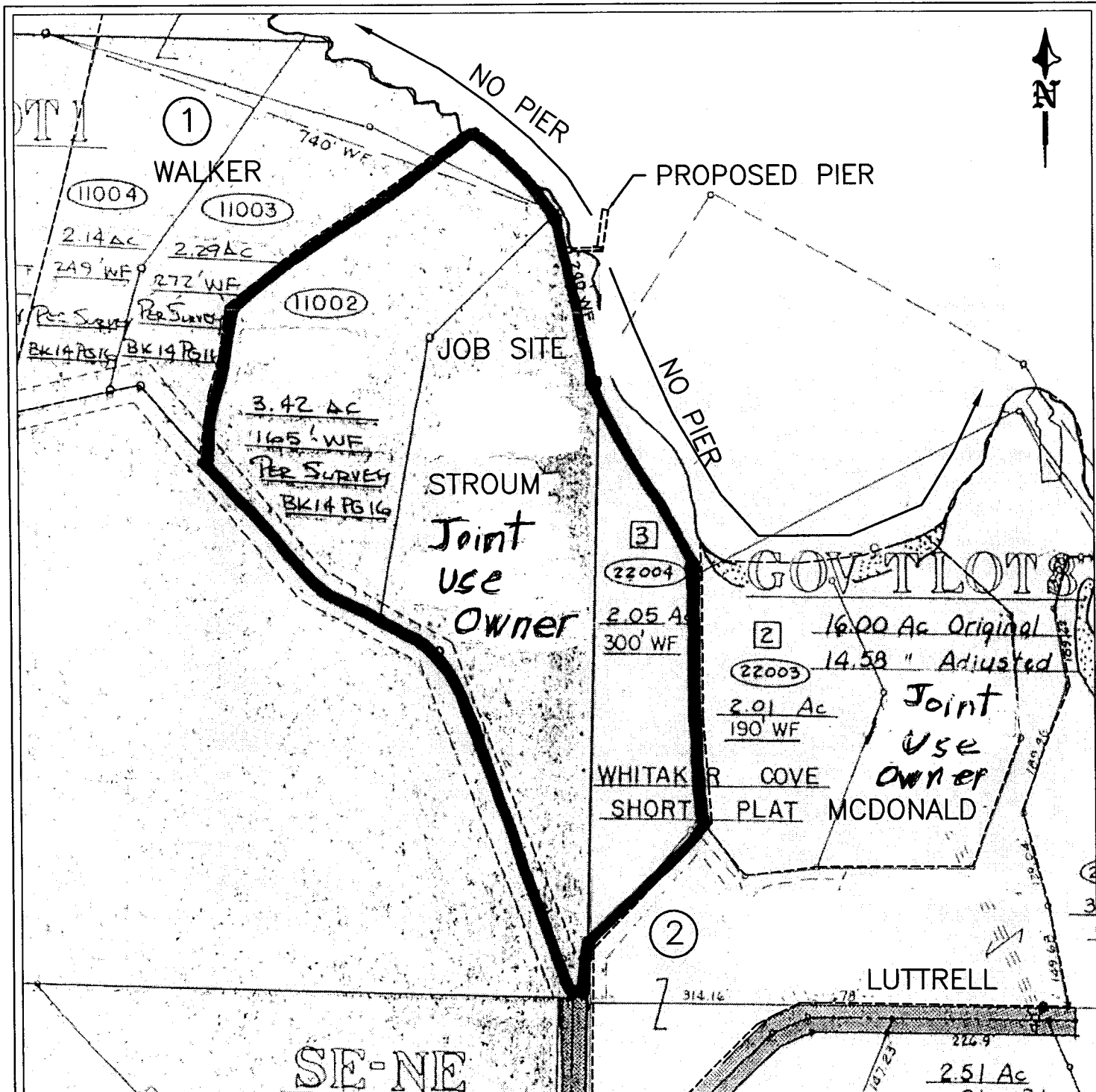
SITE ADD. 152 NEWTON BEACH ROAD
SHAW ISLAND, WA. 98286

MAIL ADD. MITCHELL STROUM 7206 93RD AVE. S.E.
LAWRENCE MCDONALD 2801 60TH AVE. S.E.
MERCER ISLAND, WA. 98040

DATUM: M.H.W. = 7.6'

DATE: 2-11-03

REVISED
4-2-04



PLOT PLAN
NO SCALE

2003-00506

REVISED
4-2-04

NOTE:
PROPOSED JOINT-USE MOORAGE PIER. CONSTRUCT
A 12'x8' FIXED PIER WITH (2) 6"Ø COATED PILING,
A 42'x4' ALUMINUM RAMP, AND A 60'x8' FLOATING
PIER. WITH A 8'x8' RAMP LANDING FLOAT. SECURE
FLOAT WITH (2) 10" MOORING PILES & (3) ANCHORS.

PROPOSED: CONSTRUCT A NEW JOINT USE PIER, ALUMINUM RAMP, AND MOORAGE FLOAT.	
IN: HARNEY CHANNEL	
AT: SAN JUAN COUNTY	APPLICATION#:
APPLICANT: MITCHELL STROUM & LAWRENCE MCDONALD	
152 NEWTON BEACH ROAD	
SHAW ISLAND, WA. 98286	
PAGE: 3	OF: 7
DATE: 2-11-03	DWG#: 02-3238-A.3-1

H=high density
M=medium density
L= low density
= Transects with e
O=No Macro Algae

✓ EELGRASS BED

NOTE:
PROPOSED JOINT-USE MOORAGE PIER.
CONSTRUCT A 12'x8' FIXED PIER WITH
(2) 6"Ø COATED PILING, A 42'x4'
ALUMINUM RAMP, AND A 60'x8' FLOATING
PIER. WITH A 8'x8' RAMP LANDING FLOAT.
SECURE FLOAT WITH (2) 10" MOORING
PILES & (3) ANCHORS.

APPROXIMATE EDGE
OF FFLGRASS BED

PROPOSED

H.W. 7.6'

HARNEY CHANNEL

REVISED
4-2-04

200300506

PROPOSED: CONSTRUCT A NEW JOINT USE PIER, ALUMINUM RAMP, AND MOORAGE FLOAT.

4

AT: SAN JUAN COUNTY	APPLICATION#:
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APPLICANT: MITCHELL STROUM & LAWRENCE McDONALD
152 NEWTON BEACH ROAD

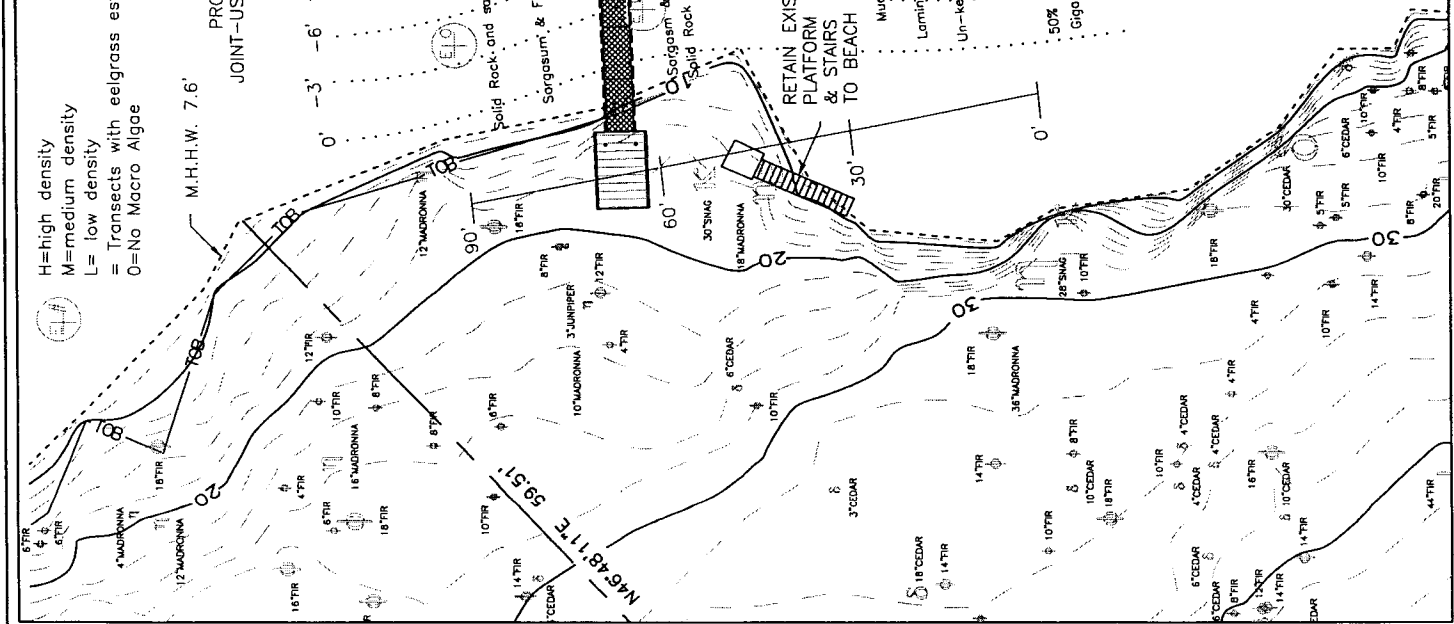
SHAW ISLAND, WA. 98286

OF: 7

DATE: 2-11-03	DWG#: 02-3238-A.4-1
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SITE PLAN

SCALE: 1"=30'



MLLW = Contour lines corrected to 0' = 0' MLLW
by Jendoy Diving Inc., July 28, 2001

(3) PROPOSED
ANCHORS

M.H.H.W. 7.6'

APPROXIMATE EDGE
OF EELGRASS BED

PROPOSED 8'x60'
FLOATING PIER

DRILL & GROUT (2)
10" STEEL MOORING
PILES INTO SOLID ROCK

PROPOSED 4'x42'
GRADED RAMP

PROPOSED 8'x12'
FIXED PIER W/ (4)
6" STEEL PILES DRILLED
& GROUTED INTO SOLID ROCK

RETAIN
EXISTING
PLATFORM
& STAIRS
TO BEACH

SITE PLAN

NOTE:
PROPOSED JOINT-USE MOORAGE PIER.
CONSTRUCT A 12'x8' FIXED PIER WITH
(2) 6" COATED PILING, A 42'x4'
ALUMINUM RAMP, AND A 60'x8' FLOATING
PIER WITH A 8'x8' RAMP LANDING FLOAT.
SECURE FLOAT WITH (2) 10" MOORING
PILES & (3) ANCHORS. NO PILE DRIVING
REQUIRED.

REVISED
4-2-04

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PROPOSED: CONSTRUCT A NEW JOINT USE PIER,
ALUMINUM RAMP, AND MOORAGE FLOAT.

IN: HARNEY CHANNEL

AT: SAN JUAN COUNTY APPLICATION#:

APPLICANT: MITCHELL STROM & LAWRENCE McDONALD
152 NEWTON BEACH ROAD
SHAW ISLAND, WA. 98286

PAGE: 5 OF: 7

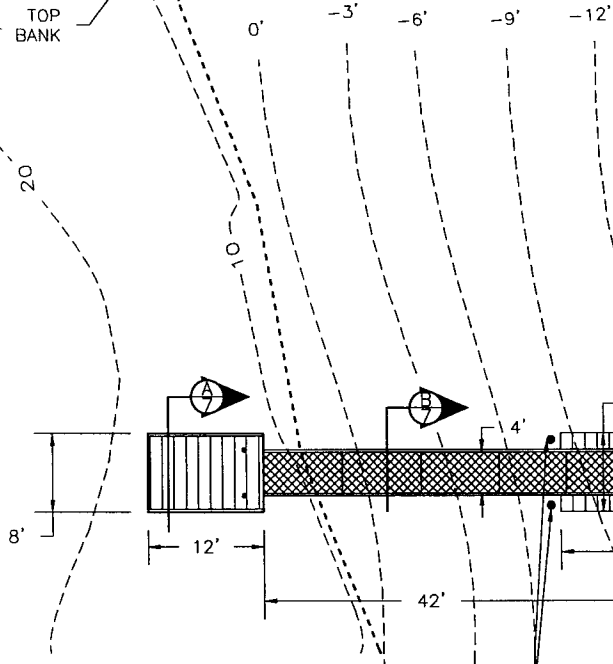
DATE: 2-11-03 DWG#: 02-3238-A.5-1

(3) PROPOSED ANCHORS

NOTE:
PROPOSED JOINT-USE MOORAGE PIER.
CONSTRUCT A 12'x8' FIXED PIER WITH
(2) 6"Ø COATED PILING, A 42'x4'-8"
ALUMINUM RAMP, AND A 60'x8' FLOATING
PIER. WITH A 8'x8' RAMP LANDING FLOAT.
SECURE FLOAT WITH (2) 10" MOORING
PILES & (3) ANCHORS.

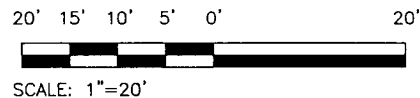
TOP
OF BANK

M.H.H.W. 7.6'



HARNEY CHANNEL

DETAIL VIEW



PROPOSED 8'x12' FIXED
PIER WITH (4) 6" PILES
DRILLED & GROUTED INTO
SOLID ROCK

PROPOSED 4'x42'
GRATED RAMP

(2) 10" STEEL
MOORING PILES

PROPOSED
8'x60' FLOATING PIER

PROPOSED
6"Ø STEEL
PILING

SOLID ROCK
BOTTOM

(3) PROPOSED
ANCHORS

EELGRASS
BED

MUD
BOTTOM

7.6' M.H.H.W.

0' M.L.L.W.

-4.5' E.L.L.W.

ELEVATION VIEW

20' 15' 10' 5' 0' 20'



SCALE: 1"=20'

ALL PILES TO BE DRILLED & GROUTED
INTO SOLID ROCK. NO PILE DRIVING REQUIRED.

REVISED
4-2-04

PROPOSED: CONSTRUCT A NEW JOINT USE PIER,
ALUMINUM RAMP, AND MOORAGE FLOAT.

IN: HARNEY CHANNEL

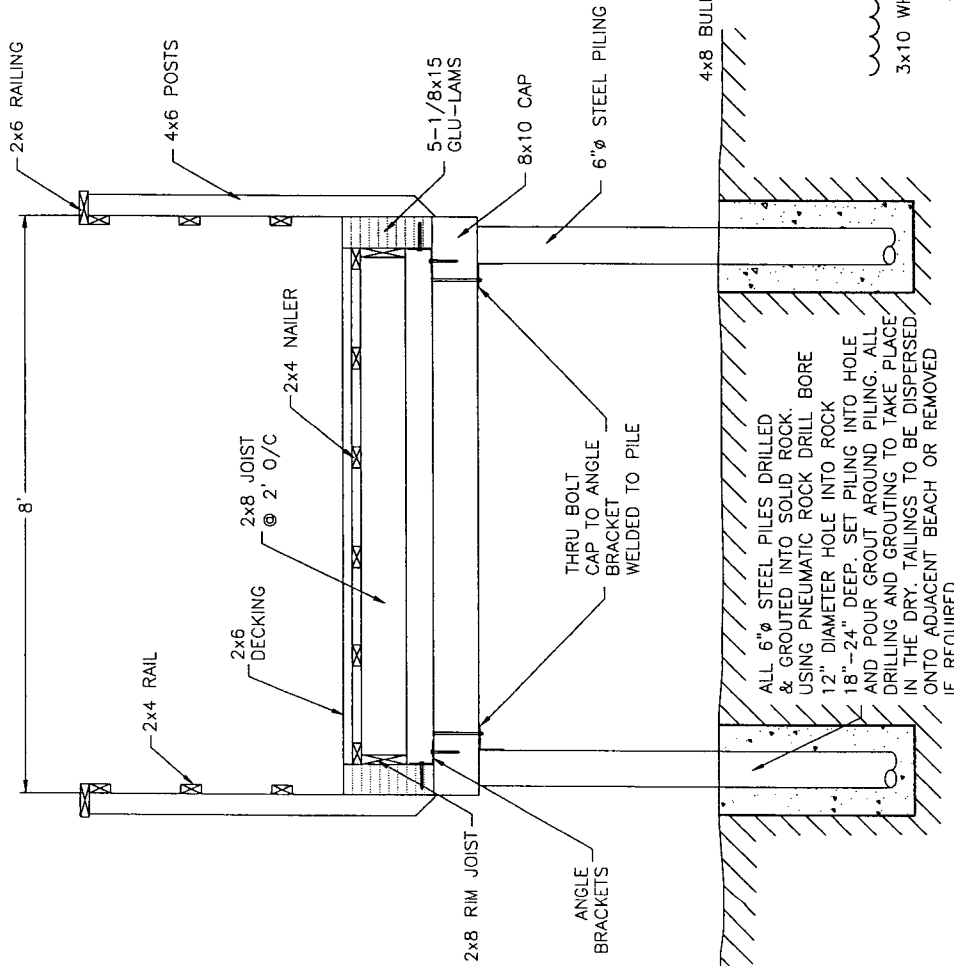
AT: SAN JUAN COUNTY APPLICATION#:

APPLICANT: MITCHELL STROM & LAWRENCE MCDONALD
152 NEWTON BEACH ROAD
SHAW ISLAND, WA. 98286

PAGE: 6 OF: 7

DATE: 2-11-03

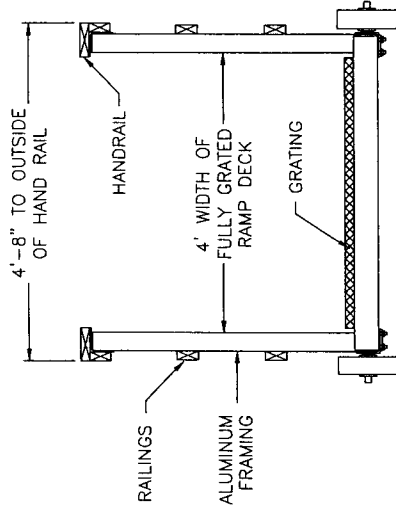
DWG#: 02-3238-A.6-1



SECTION A-7
SCALE: 3/8"=1'

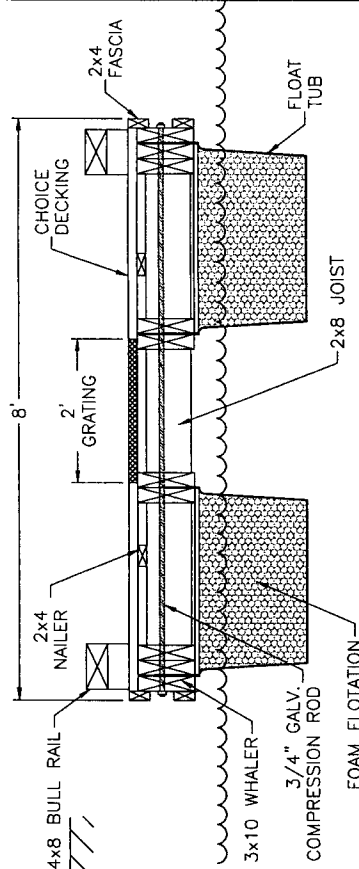
MATERIAL SPECIFICATIONS

PART	SPECIFICATIONS	TREATMENT
FLOAT DECKING	2x6 CHOICEDEK	NONE
FLOAT WHALERS	(10) 3"x10-3/8" #1 D.F. WALERS	ACZA - CHEMONITE
FLOAT JOIST	2x8 #2 HEM FIR	ACZA - CHEMONITE
PILING	6" & 10" SCHEDULE 80 STEEL PIPE	COATED
GLU-LAM BEAM	5-1/8x15 #1 D.F.	ACZA - CHEMONITE
JOIST	2x8 #2 HEM FIR	ACZA - CHEMONITE
CAP BEAM	8x10 TIMBER	ACZA - CHEMONITE
NAILER	2x4 #1 D.F.	ACZA - CHEMONITE
PIER DECKING	2x6 #1 D.F.	ACZA - CHEMONITE
ANCHORS	AUGER OR CONCRETE BLOCK	NONE
GRATING	MOLDED PLASTIC	NONE



SECTION B-7

SCALE: 3/8"=1'



SECTION C-7

SCALE: 3/8"=1'

200300506

REVISED
4-2-04

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ALUMINUM RAMP, AND MOORAGE FLOAT.

IN: HARNEY CHANNEL

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152 NEWTON BEACH ROAD
SHAW ISLAND, WA. 98286

PAGE: 7 OF: 7

DATE: 2-11-03 DWG#: 02-3238-A.7-1



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: July 19, 2004

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200300506 will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that Program.

Any person desiring to present views on the project pertaining to the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600